



## NIAGARA COUNTY DISTRICT ATTORNEY

NIAGARA COUNTY COURTHOUSE  
175 HAWLEY STREET  
LOCKPORT, NEW YORK 14094  
(716) 439-7085

**BRIAN D. SEAMAN**  
*District Attorney*

**DOREEN M. HOFFMANN**  
*First Assistant District Attorney*

**PETER M. WYDYSH**  
*Second Assistant District Attorney*

**MARIA H. STOELTING**  
*Executive Assistant District Attorney*

### *Assistant District Attorneys*

*Aubrie A. Allen  
Susan B. Bjornholm  
Thomas H. Brandt  
Allison R. Contrera  
Carrington M. Crossley  
Mattie E. L. Davis  
David J. DeChellis  
Raymond J. Fadel  
Laura T. Jordan  
Richelle R. Kloch  
Liesel A. Marcantonio  
Heather D. Nicholson  
Zarianna Peterson  
Nichole M. Sands  
Christine M. Savoia  
Kaitlynn E. Schmitt  
Grace E. Tesmer  
Robert A. Zucco*

June 11, 2024

Ms. Lynn Bochenek  
Lipsitz Green Scime Cambria LLP  
42 Delaware Avenue  
Buffalo NY 14202

RE: FOIL Request #235-24

Dear Ms. Bochenek:

This letter comes in response to your FOIL Requests of May 22 and 24, 2024. The records that you request are exempt from disclosure because they consist of: 1) inter-agency or intra-agency materials which are not: i) statistical or factual tabulations or data; ii) instructions to staff that affect the public; iii) final agency policy or determinations; or iv) external audits, including but not limited to audits performed by the comptroller and the federal government; 2) grand jury materials that are exempt from disclosure pursuant to Criminal Procedure Law §190.25(4) and Public Officer's Law section 87(2)(a); 3) would identify the victim of a specified offense and are exempt from disclosure pursuant to Civil Rights Law §50-b and Public Officer's Law section 87(2)(a); and/or 4) would constitute an unwarranted invasion of personal privacy. Your request is therefore denied.

Very truly yours,

*Leigh A. Braun*   
Leigh A. Braun  
Confidential Secretary/Records Access Officer

YOU HAVE THE RIGHT TO APPEAL THIS DECISION, SHOULD YOU DESIRE, DIRECTLY TO THE CHAIRMAN OF THE NIAGARA COUNTY LEGISLATURE, NIAGARA COUNTY COURTHOUSE, 175 HAWLEY STREET, LOCKPORT, NEW YORK 14094. SUCH AN APPEAL MUST BE IN WRITING, YOU MUST INCLUDE A COPY OF BOTH YOUR FOIL REQUEST AND THIS DEPARTMENT'S REPLY. YOU MUST SERVE THE APPEAL NOTICE WITHIN THIRTY (30) DAYS OF THE DATE OF THIS REPLY.

/lab

xc: John Sansone, Esq.      Alysa T. Tomasino  
Assistant County Attorney      Clerk of the Legislature